

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

**ALBERTO PATINO,
MARIA DEL ROSARIO MARTINEZ,
MARIA MARI,
RODOLFO R. TENREIRO, and
PATRICIA GONZALES,**
Plaintiffs,

vs.

**CITY OF PASADENA,
Mayor JOHNNY ISBELL,
Council Members ORNALDO YBARRA,
BRUCE LEAMON, DON HARRISON,
PAT VAN HOUTE,
CODY RAY WHEELER, PHIL
CAYTEN, STEVE COTE, and
DARRELL MORRISON,**
Defendants.

§ **Civil Action No. 4:14-CV-03241-LHR**

§

§

§ **Lee H. Rosenthal**

§ **JUDGE**

§

§

§ **Lisa Eddins**

§ **COURTROOM**

§ **CLERK**

§

§

§ **BENCH TRIAL**

§ **PROCEEDING**

§

§

§ **DEFENDANT CITY OF PASADENA**

§ **EXHIBIT LIST OF**

**COURT
REPORTER**

DEFENDANT'S FIRST AMENDED EXHIBIT LIST

NO.	DESCRIPTION	OFFR	OBJ	DATE	
				ADMIT	N/ADM
1.	Current 6-2 District Map				
2.	Demographic Analysis Showing Population, VAP, CVAP, and SSRV for Current 6-2 Plan				
3.	Ornaldo Ybarra Campaign Finance Report 1/22/09-4/9/09				
4.	Ornaldo Ybarra Campaign Finance Report 4/9/09-5/1/09				
5.	Ornaldo Ybarra Campaign Finance Report 5/1/09-6/5/09				
6.	Ornaldo Ybarra Campaign Finance Report 6/5/09-7/14/09				
7.	Ornaldo Ybarra Campaign Finance Report 7/15/10-1/15/11				
8.	Ornaldo Ybarra Campaign Finance Report 1/15/2011-7/15/2011				
9.	Ornaldo Ybarra Campaign Finance Report 5/2/13-6/30/13				
10.	July 16, 2013 Minutes of the Pasadena City Council Meeting				

NO.	DESCRIPTION	OFFR	OBJ	DATE	
				ADMIT	N/ADM
11.	July 24, 2013 E-mail from Charles Vaughan to Sarah Benavides				
12.	July 24, 2013 E-mail from Charles Vaughan to Robin Green				
13.	August 13, 2013 Engagement Contract Between the City of Pasadena and Bickerstaff Heath Delgado Acosta LLP				
14.	August 13, 2013 E-mail from Sarah Benavides to Charles Vaughan				
15.	August 13, 2013 E-mail from Charles Vaughan to Bob Heath				
16.	August 15, 2013 Memo From Mayor Isbell to Council Re: Recommendations of the Bond/Charter Review Committee				
17.	August 19, 2013 E-mail from Bob Heath to Lee Clark, et al.				
18.	Area 5 Democrats "Concerned Citizen" Mailer				
19.	January 7, 2014 Notice to Proceed on City of Pasadena Redistricting				
20.	February 26, 2014 Memo from Mayor Isbell to Council Re: Redistricting				
21.	2014 SSRV data for Example Plans 1, 2, and 3				
22.	Notice of March 18, 2014 Public Hearing on Realignment Councilmember Districts				
23.	April 1, 2014 Minutes of the Pasadena City Council Meeting				
24.	Texas Democratic Party 2015 Pasadena City Council Election Mailer				
25.	Area 5 Democrats 2015 Mailer in Support of Pat Van Houte and Oscar Del Toro				
26.	Area 5 Democratic Club Campaign Finance Report 3/31/15-4/29/15				
27.	Area 5 Democratic Club Campaign Finance Report 4/30/15-6/30/15				
28.	Fundraising E-mail From Cody Wheeler for Texas Democratic Party				
29.	Meet the Team: Texas Democratic Party, Houston Style Magazine, April 29, 2015				
30.	Texas Democrats Contribution Form				
31.	March 16, 2015 "Our Candidates" post from Area 5 Democrats Facebook Page				
32.	January 5, 2015 "Filing Open" post from Area 5 Democrats Facebook Page				
33.	2015 Del Toro Campaign Mailers				

NO.	DESCRIPTION	OFFR	OBJ	DATE	
				ADMIT	N/ADM
34.	2015 Pat Van Houte Campaign Mailers				
35.	2015 Emilio Carmona Campaign Mailers				
36.	Bear Hebert Campaign Mailers				
37.	April 8, 2014 Letter from Karen Hollon to Frank Borrego				
38.	Deepwater Neighborhood Association Formation Documents and Meeting Notices				
39.	Rives Expert Report				
40.	First Update to Rives Expert Report				
41.	Second Update to Rives Expert Report				
42.	Hispanic and Non-Hispanic Population, VAP, and CVAP: 1990-2015				
43.	Non-SSRV Registration and SSRV Registration for 2011, 2015, and 2016				
44.	Location of Hispanic VAP: 1990-2010				
45.	Location of Hispanic CVAP: 1990-2010				
46.	Detailed Demographic by District for 6-2 Plan				
47.	Hispanic CVAP: 2005-2015				
48.	City of Pasadena Voter Registration: 2011-2016				
49.	SSRV Growth in District D: 2011-2016				
50.	School Districts in the City of Pasadena				
51.	Hispanic School Enrollment for Pasadena ISD and Deer Park ISD: 1994-2014				
52.	Harris County Growth Projections for Hispanic and Non-Hispanic Voting Age Population				
53.	Alford Expert Report				
54.	Alford Table 1 - Analysis of City of Pasadena Election				
55.	Alford Table 2 - Analysis of Partisan Primaries				
56.	Alford Table 3 - Analysis of Partisan General Elections				
57.	Alford Analysis of Multiple General Elections				
58.	Election Precincts with 2016 SSRV Percentage and 6-2 Overlay				
59.	Pasadena The Early Years, Tijerina Report, Tab 18				
60.	<i>Minorities Missing</i> , Pasadena Citizen, May 17, 1980, Tijerina Report, Tab 23				
61.	<i>Klansmen, police 'stood up'</i> , Pasadena Citizen, April 1980 Tijerina Deposition Ex. 7				
62.	Tijerina Expert Report from <i>Perez v. Perry</i>				
63.	Tijerina CV from <i>Perez v. Perry</i>				
64.	Tijerina Deposition from <i>Perez v. Perry</i>				
65.	Tijerina Trial Testimony from <i>Perez v. Perry</i>				
66.	Neighborhood Network Industrial Projects Map				

NO.	DESCRIPTION	OFFR	OBJ	DATE	
				ADMIT	N/ADM
67.	August 6, 2015 post from Pasadena Councilman Cody Ray Wheeler Facebook page				
68.	November 19, 2015 post from Pasadena Councilman Cody Ray Wheeler Facebook page				
69.	January 28, 2016 post from Pasadena Councilman Cody Ray Wheeler Facebook page				
70.	June 16, 2016 post from Pasadena Councilman Cody Ray Wheeler Facebook page				
71.	July 23, 2016 post from Pasadena Councilman Cody Ray Wheeler Facebook page				
72.	Cody Ray Wheeler Endorsement Statement for Harris County Precinct 1				
73.	TOP Press Conference Picture				
74.	City of Pasadena Zip Code Map				
75.	Right on the Money Invoice Number 1960				
76.	Citizens for Positive Change Postage Statement				
77.	Citizens for Positive Change September 23, 2013 Mailing List				
78.	Steve Cote Campaign Finance Report 5/1/15-7/15/15				
79.	Neighborhood Network Spreadsheet: 1st Matching Grant Opening 2016-2017				
80.	Agenda for July 12, 2016 Village Grove East Homeowners' Association, Inc. Board Meeting				
81.	July 13, 2016, E-mail from Michelle Villegas to Karen Hollon Re: VGE Board Meeting 7.12.16				
82.	<i>Benavidez v. City of Irving</i> : Expert Report of David Ely				
83.	<i>Benavidez v. City of Irving</i> : Trial Transcript				
84.	Transcript of Deposition of Gilbert Pena from <i>Stanley v. Wheeler</i> Election Contest				
85.	Transcript of Deposition of Cody Wheeler from <i>Stanley v. Wheeler</i> Election Contest				

OF COUNSEL:

GUNNAR P. SEAQUIST
Texas State Bar No: 24043358
Southern District No: 1140733
gseaquist@bickerstaff.com
BICKERSTAFF HEATH
DELGADO ACOSTA LLP
3711 S. MoPac Expressway
Building One, Suite 300
Austin, Texas 78746
Telephone: (512) 472-8021
Facsimile: (512) 320-5638

KELLY SANDILL
State Bar No. 24033094
Southern District No. 38594
kellysandill@andrewskurth.com
KATHRYN K. AHLRICH
State Bar No. 24063686
Southern District No. 1242003
katieahlrigh@andrewskurth.com
ANDREWS KURTH KENYON LLP
600 Travis, Suite 4200
Houston, Texas 77002
Telephone: (713) 220-4181
Facsimile: (713) 220-4285

Respectfully submitted,

By: /s/ C. Robert Heath
C. ROBERT HEATH
Texas State Bar No. 09347500
Southern District No. 13381
Bheath@bickerstaff.com
BICKERSTAFF HEATH
DELGADO ACOSTA LLP
3711 S. MoPac Expressway
Building One, Suite 300
Austin, Texas 78746
Telephone: (512) 472-8021
Facsimile: (512) 320-5638

**ATTORNEY-IN-CHARGE FOR
DEFENDANTS**

CERTIFICATE OF SERVICE

This is to certify that on November 3, 2016, a true and correct copy of the foregoing Defendant's First Amended Exhibit List was served on all counsel of record via the electronic case filing system of the United States District Court for the Southern District of Texas.

/s/ C. Robert Heath
C. ROBERT HEATH